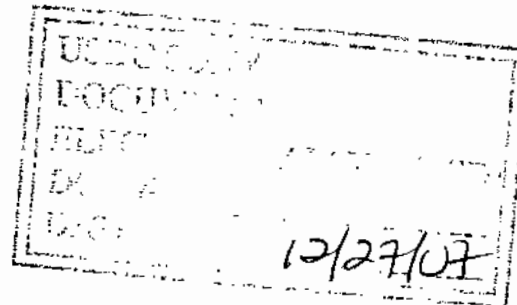


MICHAEL J. GARCIA  
United States Attorney for the  
Southern District of New York  
By: WENDY H. WASZMER  
Assistant United States Attorney  
86 Chambers Street  
New York, New York 10007  
Tel.: (212) 637-2729  
Fax: (212) 637-2717



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
MOHAMMED AHMED NUGDALLA :  
(A # 078 691 833), :  
:

Plaintiff, :  
:

v. :  
:

MICHAEL CHERTOFF, Secretary of the :  
Department of Homeland Security, et al., :  
:

Defendants. :  
-----X

07 Civ. 8198 (LAP)

STIPULATION OF  
VOLUNTARY DISMISSAL

WHEREAS, on or about October 21, 2005, plaintiff Mohammed Ahmed Nugdalla  
(A # 078 691 833) ("Plaintiff"), submitted an application for Temporary Protected Status (the  
"TPS Application") to the United States Citizenship and Immigration Services ("USCIS");

WHEREAS, on or about September 19, 2007, Plaintiff filed the above-captioned action  
(the "Complaint"), alleging that USCIS had failed to adjudicate the TPS Application in a timely  
manner; and

WHEREAS, by Notice dated December 10, 2007, USCIS notified Plaintiff that the TPS  
Application has been granted for the period of time from October 26, 2007, until November 2,  
2008;

DEC-13-2007 19:46

US ATTORNEY

212 637 2717 P.03

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiff and USCIS as follows:

1. Pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, the Complaint is voluntarily dismissed with prejudice and without costs or fees to any party.

2. Plaintiff and USCIS understand and agree that this Stipulation of Voluntary Dismissal contains the entire agreement between them, and that no statements, representations, promises, agreements, or negotiations, oral or otherwise, between the parties or their counsel that are not included herein shall be of any force or effect.

Dated: New York, New York  
December 18, 2007

Dated: New York, New York  
December 19 2007

By: 

STEVEN A. MUNDIE, ESQ.  
Baron, Mundie & Shelkin, P.C.  
291 Broadway, Suite 1005  
New York, New York 10007  
Telephone: (212) 264-7500  
Facsimile: (212) 264-7111

By: 

MICHAEL J. GARCIA  
United States Attorney for the  
Southern District of New York  
WENDY H. WASZMER  
86 Chambers Street, Third Floor  
New York, New York 10007  
Telephone No. (212) 637-2729  
Facsimile No. (212) 637-2717

The Clerk of the Court shall  
mark this action closed and all  
pending motions denied as moot.

SO ORDERED:

  
LORETTA A. PRESKA, U.S.D.J.

December 28, 2007